

BEFORE THE UNITED STATES PATENT AND TRADEMARK OFFICE



Application for Reissue of:

Me Van Le et al.

U.S. Patent No. 5,867,343

Method And Apparatus For Storing Position Offset Information On A Hard Drive Assembly
Cylinder



Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

See for \$

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/765,891
	Filing Date	January 18, 2001
	First Named Inventor	Me Van Lee et al.
	Group Art Unit	Unknown
	Examiner Name	Unknown
Total Number of Pages in This Submission		Attorney Docket Number 155634-0012/0116

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Petition under 37 CFR 1.47(a) and supporting declarations of Jeffrey Aiello and Ben J. Yorks; a copy of the previously submitted Reissue Application Declaration; a reissue specification in double-column format; a copy of the notice to file missing parts
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Jonathan M. Lindsay, Reg. No. 45,810 IRELL & MANELLA LLP	RECEIVED JUL 20 2001 OFFICE OF PETITIONS
Signature		
Date	July 13, 2001	

CERTIFICATE OF MAILING		
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: July 13, 2001		
Typed or printed name	Darla Cleveland	
Signature		Date July 13, 2001

Burden Hour Statement: This form is estimated to take 2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PATENT FEE TRANSMITTAL

for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$ 1,020.00)

Complete if Known

Application Number	09/765,891
Filing Date	January 18, 2001
First Named Inventor	Me Van Lee et al.
Examiner Name	Unknown
Group Art Unit	Unknown
Attorney Docket No.	155634-0012/0116

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number: 09-0946
Deposit Account Name: Irell & Manella LLP

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
101 710	201 355		Utility filing fee	
106 320	206 160		Design filing fee	
107 490	207 245		Plant filing fee	
108 710	208 355		Reissue filing fee	
114 150	214 75		Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Description
103 18	203 9		Claims in excess of 20
102 80	202 40		Independent claims in excess of 3
104 270	204 135		Multiple dependent claim, if not paid
109 80	209 40		** Reissue independent claims over original patent
110 18	210 9		** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

FEE CALCULATION (continued)

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	130.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for ex parte reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 390	216 195	Extension for reply within second month	
117 890	217 445	Extension for reply within third month	890.00
118 1,390	218 695	Extension for reply within fourth month	
128 1,890	228 945	Extension for reply within fifth month	
119 310	219 155	Notice of Appeal	
120 310	220 155	Filing a brief in support of an appeal	
121 270	221 135	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,240	241 620	Petition to revive - unintentional	
142 1,240	242 620	Utility issue fee (or reissue)	
143 440	243 220	Design issue fee	
144 600	244 300	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 710	246 355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 710	249 355	For each additional invention to be examined (37 CFR § 1.129(b))	
179 710	279 355	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	
Other fee (specify)			
*Reduced by Basic Filing Fee Paid			
SUBTOTAL (3)			(\$ 1,020.00)

**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY

Name (Print/Type): Jonathan M. Lindsay
Signature: *Jonathan M. Lindsay*

Registration No. (Attorney/Agent): 45,810

Complete (if applicable)

Telephone: (949) 760-0991
Date: July 13, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/765,891	01/18/2001	Me Van Le	155634-0012

Irell & Manella LLP
840 Newport Center Drive
Suite 400
Newport Beach, CA 92660

FORMALITIES LETTER



OC000000005763978

Date Mailed: 02/14/2001

NOTICE TO FILE MISSING PARTS OF REISSUE APPLICATION

Filing Date Granted

An application number and filing date have been accorded to this reissue application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration:
Jong-Ming Lin
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202
PART 1 - ATTORNEY/APPLICANT COPY

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OFFICE OF PETITIONS

01/000000 BALANCE 01/000000 00765891
120.00 02
01/000000



Application Number: 09/765,891

Attachment to Paper No.:

REISSUE SUPPLEMENT
NOTICE TO FILE MISSING PARTS OF APPLICATION

This Reissue Supplement is an attachment to:

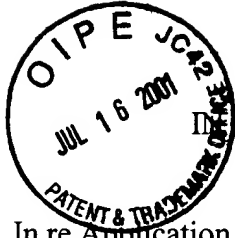
- ☒ "Notice to File Missing Parts of Application" Filing Date Granted
☐ "Notice of Incomplete Application" No filing Date Granted

The item(s) indicated below as missing must be filed within the period for reply set on the attached form to avoid abandonment.

Correction of the following is required to complete the reissue application:

- ☒ 1. The reissue specification has not been provided in double-column format as is required by 37 CFR 1.173(a)(1).
- ☐ 2. Consent of the assignee is missing. 37 CFR 1.172 requires that the reissue oath/declaration be accompanied by the written consent of all assignees.
- ☐ 3. Consent of the assignee is present, but is **unsigned**. A statement of consent bearing the signature of an official authorized to act on behalf of the assignee(s) must be provided.
- ☐ 4. Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.72 requires that all assignees consenting to the reissue establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b). See MPEP Sec. 324.
- ☐ 5. Assignee's statement under 37 CFR 3.73(b) is present, but is **unsigned**. A 37 CFR 3.73(b) statement bearing the signature of an official authorized to act on behalf of the assignee must be provided.

Customer Service Center
Initial Patent Examination Division (703) 308-1202



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Me Van Le, et al.

Application No.: 09/765,891

Filed: January 18, 2001

For: **METHOD AND APPARATUS FOR
STORING POSITION OFFSET
INFORMATION ON A HARD DRIVE
ASSEMBLY CYLINDER**

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OFFICE OF PETITIONS

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF REISSUE APPLICATION**

Assistant Commissioner for Patents
Attention: Box Missing Parts
Washington, DC 20231-9998

Sir:

In response to the Notice to File Missing Parts of Reissue Application mailed February 14, 2001, please find enclosed:

- (1) Petition for Extension of Time;
- (2) Petition under 37 CFR 1.47(a);
- (3) Declaration of Jeffrey Aiello in support of Petition under 37 CFR 1.47(a);
- (4) Declaration of Ben Yorks in support of Petition under 37 CFR 1.47(a);
- (5) A copy of the previously submitted Reissue Application Declaration By The

Inventor signed by Me Van Le;

- (6) A reissue specification in double-column format as required by 37 CFR

1.173(a)(1);

Our Docket No. 155634-0012
Document No. 443558

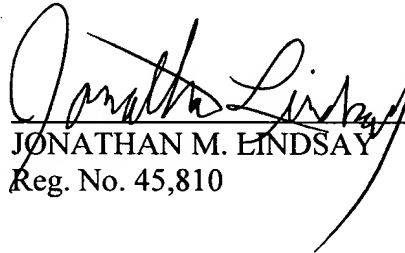
- (7) a check in the amount of \$1020.00 to cover the surcharge under 37 CFR 1.17(i) and the extension of time fee under 37 CFR 1.136(a); and,
- (8) a copy of the Notice to File Missing Parts of Reissue Application.

If any additional fee is required, please charge Deposit Account No. 09-0946. A duplicate of the Fee Transmittal is enclosed for deposit account charging purposes.

Respectfully submitted,

IRELL & MANELLA LLP

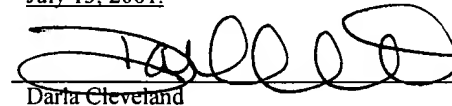
Dated: July 13, 2001


JONATHAN M. LINDSAY
Reg. No. 45,810

840 Newport Center Drive
Suite 400
Newport Beach, CA 92660-6324
(949) 760-0991

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Attention: Box Missing Parts, Washington, DC 20231 on July 13, 2001.


Daria Cleveland
Date 7/13/01



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

Application Number: 09/765,891

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NOTICE TO FILE MISSING PARTS OF APPLICATION

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